

“(e) The Secretary shall hold a family member of a government employee described in subsection (a) seeking employment in a position described in that subsection to the same employment standards as those applicable to Foreign Service officers, Foreign Service personnel, or foreign national employees seeking the same or a substantially similar position.”.

SEC. 1076. IN-STATE TUITION RATES FOR MEMBERS OF QUALIFYING FEDERAL SERVICE.

(a) IN GENERAL.—Section 135 of the Higher Education Act of 1965 (20 U.S.C. 1015d) is amended—

(1) in the section heading, by striking “**THE ARMED FORCES ON ACTIVE DUTY, SPOUSES, AND DEPENDENT CHILDREN**” and inserting “**QUALIFYING FEDERAL SERVICE**”;

(2) in subsection (a), by striking “member of the armed forces who is on active duty for a period of more than 30 days and” and inserting “member of a qualifying Federal service”;

(3) in subsection (b), by striking “member of the armed forces” and inserting “member of a qualifying Federal service”; and

(4) by striking subsection (d) and inserting the following:

“(d) DEFINITIONS.—In this section, the term ‘member of a qualifying Federal service’ means—

“(1) a member of the armed forces (as defined in section 101 of title 10, United States Code) who is on active duty for a period of more than 30 days (as defined in section 101 of title 10, United States Code); or

“(2) a member of the Foreign Service (as defined in section 103 of the Foreign Service Act of 1980 (22 U.S.C. 3903)) who is on active duty for a period of more than 30 days.”.

(b) EFFECTIVE DATE.—The amendments made under subsection (a) shall take effect at each public institution of higher education in a State that receives assistance under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) for the first period of enrollment at such institution that begins after July 1, 2021.

SEC. 1077. TERMINATION OF RESIDENTIAL OR MOTOR VEHICLE LEASES AND TELEPHONE SERVICE CONTRACTS FOR CERTAIN MEMBERS OF THE FOREIGN SERVICE.

(a) IN GENERAL.—Chapter 9 of title I of the Foreign Service Act of 1980 (22 U.S.C. 4081 et seq.) is amended by adding at the end the following new section:

“SEC. 907. TERMINATION OF RESIDENTIAL OR MOTOR VEHICLE LEASES AND TELEPHONE SERVICE CONTRACTS.

“The terms governing the termination of residential or motor vehicle leases and telephone service contracts described in sections 305 and 305A, respectively, of the Servicemembers Civil Relief Act (50 U.S.C. 3955 and 3956) with respect to servicemembers who receive military orders described in such Act shall apply in the same manner and to the same extent to members of the Service who are posted abroad at a Foreign Service post in accordance with this Act.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 2 of the Foreign Service Act of 1980 is amended by inserting after the item relating to section 906 the following new item:

“Sec. 907. Termination of residential or motor vehicle leases and telephone service contracts.”.

SA 4531. Mr. REED submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to

the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. . TAXPAYER PROTECTIONS.

Section 9902(a) of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Public Law 116-283) is amended by adding at the end the following:

“(6) TAXPAYER PROTECTIONS.—

“(A) IN GENERAL.—The Secretary, in consultation with the Secretary of the Treasury, as appropriate, may receive from a covered entity that receives a financial assistance award under this subsection a non-voting warrant or nonvoting equity interest in the covered entity, or a senior debt instrument issued by the covered entity that, in the sole determination of the Secretary, provides appropriate compensation to the Federal Government for the provision of the financial assistance award. The Secretary shall not exercise voting power with respect to any warrant, equity interest, or senior debt instrument received from a covered entity, including common stock and preferred stock.

“(B) TERMS AND CONDITIONS.—The terms and conditions of any warrant, equity interest, or senior debt instrument received under subparagraph (A) shall be set by the Secretary and shall meet the following requirements:

“(i) PURPOSES.—Such terms and conditions shall be designed to provide for a reasonable participation by the Secretary, for the benefit of taxpayers, in equity appreciation in the case of a warrant or other equity interest, or a reasonable interest rate premium, in the case of a debt instrument.

“(ii) AUTHORITY TO SELL, EXERCISE, OR SURRENDER.—For the primary benefit of taxpayers, the Secretary may sell, exercise, or surrender a warrant, equity interest, or any senior debt instrument received from a covered entity. The Secretary shall not exercise voting power with respect to any warrant, equity interest, or senior debt instrument received from a covered entity.

“(C) TRANSFER TO TREASURY.—Dividend, interest, and principal payments from a warrant, equity interest, or senior debt instrument received from a covered entity, and proceeds from the sale, exercise, or surrender of such a warrant, equity interest, or senior debt instrument shall be paid into the general fund of the Treasury for reduction of the public debt.”.

SA 4532. Mr. HEINRICH (for himself, Mr. LUJÁN, and Mr. PADILLA) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title X, add the following:

SECTION 1. RESCISSION OF SECRETARY OF HOMELAND SECURITY'S WAIVER AUTHORITY TO EXPEDITE THE CONSTRUCTION OF BARRIERS AND ROADS ALONG THE SOUTHWEST BORDER.

Section 102 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (division C of Public Law 104-208; 8 U.S.C. 1103 note) is amended by striking subsection (c).

SA 4533. Mr. SANDERS submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title X, add the following:

SEC. 1054. REPORT ON THE HUMANITARIAN IMPACT OF THE GAZA RESTRICTIONS AND THE FEASIBILITY OF ENDING THE RESTRICTIONS.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States, after consultation with the President, the Secretary of State, the Secretary of Defense, the Administrator of the United States Agency for International Development, and appropriate representatives of the United Nations, the World Bank, the European Union, and donor nations supporting reconstruction efforts in Gaza, shall submit a report to the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives regarding—

(1) whether the implementation of the Gaza Reconstruction Mechanism is adhering to international dual-use standards;

(2) short-, medium-, and long-term solutions to address the humanitarian and political crisis in Gaza;

(3) the economic, humanitarian, political, and psychological impact of the restrictions on Palestinians in Gaza and its impact on recovery and reconstruction efforts following the Israeli airstrikes in May 2021;

(4) any arbitrary delays caused by extra Israeli inspections;

(5) the feasibility of replacing the current inspection mechanism at the border crossings in Gaza with an international inspection mechanism of commercial and humanitarian goods entering and exiting Gaza modeled after the United Nations Verification and Inspection Mechanism for Yemen;

(6) the feasibility of the United Nations, in consultation with all key stakeholders, leading the facilitation and inspection mechanisms of a new international agreement on movement and access for Gaza, in a neutral and transparent way that addresses humanitarian, economic, and legitimate security concerns;

(7) the feasibility of docking United States boats in the Port of Gaza, including an analysis of—

(A) relevant logistical requirements, such as boat size and dock location; and

(B) navigating the legal and political restrictions through the coordinated efforts of United Nations and United States agencies operating in Gaza;

(8) the feasibility of sending United States Government personnel into Gaza through a land or sea border, including an analysis of—

(A) relevant logistical requirements, such as ports of entry, and security accommodations; and

(B) navigating the legal and political restrictions through the coordinated efforts of United Nations and United States agencies operating in Gaza; and

(9) the feasibility of transporting Palestinians in United States vehicles between the Erez Crossing in Gaza to the United States Embassy in Jerusalem for appointments with Embassy staff, including an analysis of—

(A) relevant logistical requirements and security accommodations; and

(B) navigating the legal and political restrictions through the coordinated efforts of Israeli authorities and United Nations and United States agencies operating in Gaza.

(b) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

SA 4534. Mr. SANDERS (for himself and Mr. MARKEY) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title X, add the following:

SEC. 1004. REDUCTION IN AMOUNT AUTHORIZED TO BE APPROPRIATED FOR FISCAL YEAR 2022 BY THIS ACT.

(a) IN GENERAL.—The amount authorized to be appropriated for fiscal year 2022 by this Act is—

(1) the aggregate amount authorized to be appropriated for fiscal year 2022 by this Act (other than for military personnel and the Defense Health Program); minus

(2) the amount equal to 14 percent of the aggregate amount described in paragraph (1).

(b) ALLOCATION.—The reduction made by subsection (a) shall apply on a pro rata basis among the accounts and funds for which amounts are authorized to be appropriated by this Act (other than military personnel and the Defense Health Program), and shall be applied on a pro rata basis across each program, project, and activity funded by the account or fund concerned.

SA 4535. Mr. SANDERS (for himself and Mr. MARKEY) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title XII, add the following:

SEC. 1283. PROHIBITION ON SUPPORT OR MILITARY PARTICIPATION IN SAUDI-LED OPERATIONS IN YEMEN.

(a) PROHIBITION ON SUPPORT.—None of the funds authorized to be appropriated or otherwise made available by this Act may be made available to provide the following

forms of United States support to the Saudi-led coalition's operations in Yemen:

(1) Sharing intelligence for the purpose of enabling offensive coalition strikes.

(2) Providing logistical support for coalition strikes that prolong and deepen the conflict in Yemen, including by providing maintenance or transferring spare parts to coalition members flying warplanes engaged in military strikes in Yemen.

(b) PROHIBITION ON MILITARY PARTICIPATION.—None of the funds authorized to be appropriated or otherwise made available by this Act may be made available for any civilian or military personnel of the Department of Defense to command, coordinate, participate in the movement of, or accompany the regular or irregular military forces of the Saudi and United Arab Emirates-led coalition forces in Yemen or in situations in which there exists an imminent threat that such coalition forces become engaged in such hostilities, unless and until the President has obtained specific statutory authorization, in accordance with section 8(a) of the War Powers Resolution (50 U.S.C. 1547(a)).

(c) RULE OF CONSTRUCTION.—The prohibitions under this section may not be construed to apply with respect to United States Armed Forces engaged in operations directed at al Qaeda or associated forces.

SA 4536. Mr. SANDERS (for himself and Mr. GRASSLEY) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title X, add the following:

SEC. 1004. DEPARTMENT OF DEFENSE SPENDING REDUCTIONS IN THE ABSENCE OF AN UNQUALIFIED AUDIT OPINION.

If during any fiscal year after fiscal year 2022, the Secretary of Defense determines that a department, agency, or other element of the Department of Defense has not achieved an unqualified opinion on its full financial statements for the calendar year ending during such fiscal year—

(1) the amount available to such department, agency, or element for the fiscal year in which such determination is made shall be equal to the amount otherwise authorized to be appropriated minus 1.0 percent;

(2) the amount unavailable to such department, agency, or element for that fiscal year pursuant to paragraph (1) shall be applied on a pro rata basis against each program, project, and activity of such department, agency, or element in that fiscal year; and

(3) the Secretary shall deposit in the general fund of the Treasury for purposes of deficit reduction all amounts unavailable to departments, agencies, and elements of the Department in the fiscal year pursuant to determinations made under paragraph (1).

SA 4537. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Depart-

ment of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title XII, add the following:

SEC. 1283. BRIEFING ON UNITED STATES-INDIA JOINT DEFENSE AND RELATED INDUSTRIAL AND TECHNOLOGY RESEARCH AND DEVELOPMENT.

(a) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the appropriate committees of Congress a briefing on joint defense and related industrial and technology research and development and personnel exchange opportunities between the United States and India.

(b) MATTERS TO BE INCLUDED.—The briefing under subsection (a) shall include the following:

(1) A status update on the Defense Technology and Trade Initiative and its efforts to increase private sector industrial cooperation.

(2) An assessment of whether additional funds are necessary for the Defense Technology and Trade Initiative for seed funding and personnel exchanges.

(3) An assessment of whether the Israel-U.S. Binational Industrial Research and Development Foundation and Fund provides a model for United States and India private sector collaboration on defense and critical technologies.

(4) A status update on the collaboration between the Department of Defense Innovation Unit and the Innovations for Defence Excellence program of the Ministry of Defence of India to enhance the capacity of the Department of Defense and Ministry of Defence of India to identify and source solutions to military requirements by accessing cutting-edge commercial technology through non-traditional processes.

(c) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(2) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

SA 4538. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title XVI, insert the following:

SEC. ____ . EDUCATIONAL ASSISTANCE FOR PURSUIT OF PROGRAMS OF EDUCATION IN CYBERSECURITY.

(a) PROGRAM REQUIRED.—The Secretary of Defense shall, acting through the Director of Operational Test and Evaluation, carry out a program on the provision of educational assistance to individuals for the pursuit of a programs of education in the field of cybersecurity in support of Department of Defense requirements and in order to create a talent pipeline for the cyber testing and evaluation workforce capable of improving confidence in the operational effectiveness, suitability, and survivability of software-enabled and cyber physical systems.